



0029

STATE OF UTAH
NATURAL RESOURCES
Oil, Gas & Mining

File

Norman H. Bangerter, Governor
Dee C. Hansen, Executive Director
Dianne R. Nielson, Ph.D., Division Director

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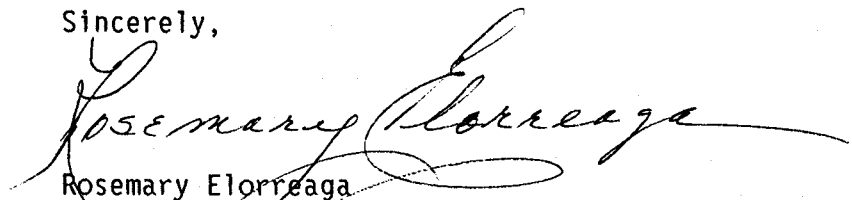
May 5, 1988

Mr. Charles Gent
Genwal Coal Company
P O Box 1201
Huntington, Utah 84501

Dear Mr. Gent:

On May 3, 1988, the Division mailed you copies of the Finalized Assessments for N88-16-1-1 - N88-16-2-1. There was an error made on the assessment date; it should read April 13, 1988 instead of April 12, 1988. Attached please find corrected copies of the assessments.

Sincerely,


Rosemary Elorreaga
Secretary for Inspection and Enforcement

WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Genwal Coal Company/Crandall Canyon Mine NOV # 88-16-1-1

PERMIT # ACT/015/032 VIOLATION 1 OF 1

Assessment Date 4-13-88 Assessment Officer Alan S. Bachman

Nature of violation: Operator failed to submit renewal application 120 days before expiration of previous permit.

Date of termination: _____

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>2</u>	<u>2</u>
(2) Seriousness		
(a) Probability of Occurrence	<u> </u>	<u> </u>
Extent of Damage	<u> </u>	<u> </u>
(b) Hindrance to Enforcement	<u>8</u>	<u>8</u>
(3) Negligence	<u>12</u>	<u>12</u>
(4) Good Faith	<u>0</u>	<u>0</u>
 TOTAL	<u>22</u>	<u>22</u>
TOTAL ASSESSED FINE		\$ <u>240</u>

3. Narrative:

(Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

Operator has no justification for missing the 120 day deadline. Such a violation impacts the Division's ability to schedule reviews.

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WORKSHEET FOR FINAL ASSESSMENT OF PENALTIES
UTAH DIVISION OF OIL, GAS AND MINING

COMPANY/MINE Genwal Coal Co./Crandall Canyon NOV # 88-16-2-1
PERMIT # ACT/015/032 VIOLATION 1 OF 1
Assessment Date 4-13-88 Assessment Officer Alan S. Bachman

Nature of violation: Operated facility onsite without permit on
February 4, 1988.

Date of termination: _____

	<u>Proposed Assessment</u>	<u>Final Assessment</u>
(1) History/Prev. Vio.	<u>2</u>	<u>2</u>
(2) Seriousness		
(a) Probability of Occurrence	<u> </u>	<u> </u>
Extent of Damage	<u> </u>	<u> </u>
(b) Hindrance to Enforcement	<u>19</u>	<u>19</u>
(3) Negligence	<u>5</u>	<u>3</u>
(4) Good Faith	<u>- 5</u>	<u>- 7</u>
 TOTAL	<u>21</u>	<u>17</u>
 TOTAL ASSESSED FINE		<u>\$ 170</u>

3. Narrative:
(Brief explanation for any changes made in assignment of points and any additional information that was available after the proposed assessment.)

It appeared from the assessment conference that Genwal Coal Company believed it only needed the U. S. Forest Service approval. Nevertheless there was still some negligence in not communicating with the Division. Costs were incurred by the Division in a speedy review. Based on the testimony a slight reduction in the negligence points and an increase in the good faith points is warranted.